

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA)	
)	Cr. No. 20-354
)	
v.)	
)	
)	District Judge Colville
LAWRENCE L. ATTISANO)	

MOTION TO MODIFY CONDITIONS OF RELEASE

COMES NOW, Lawrence L. Attisano, by and through counsel, Patrick M. Livingston, and respectfully moves to modify conditions of release in support of which it is averred as follows:

1. Mr. Attisano turned himself in after a federal grand jury charged him with violating Title 18, United States Code, Section 844(i). On or about November 20, 2020, he was arraigned and released on an unsecured bond, subject to curfew, electronic monitoring and a condition that he remain in the custody of his wife.

2. Mrs. Attisano is scheduled to be hospitalized for a period of five days beginning on December 15, 2020, during which she is expected to give birth to the couple's first child. Defendant seeks to lift his curfew during this period to provide aid and comfort to his wife and to be present with their newborn child at the hospital, as needed and as appropriate.¹

¹ The expected duration of the hospitalization is owing to complications from Mrs. Attisano's pregnancy, which are known to the Pretrial Services Officer but not disclosed in this motion in order to achieve compliance with Fed. R. Crim. P., Rule 49.1 and local rules implementing Rule 49.1. Mr. Attisano will remain in the custody of Mrs. Attisano and will continue to be subject to Pretrial Services' electronic monitoring. Pretrial Services will also know the hospital contact information and will continue to be able to contact Mr. Attisano on his mobile telephone number.

3. Government counsel and Pretrial Services have been contacted concerning this motion, and neither objects to lifting the curfew under these limited circumstances. All other conditions of release, as listed on the November 20, 2020 order setting conditions of release, shall remain in full force and effect.

WHEREFORE, for reasons above-stated, defendant respectfully requests entry of an order modifying conditions of his release by lifting the curfew as provided herein.

Respectfully submitted,

/s/Patrick M. Livingston

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